

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DESIMONE, AVILES, SHORTER &)
OXAMENDI, LLP,)
Plaintiff,)
vs.) CIVIL ACTION NO. 07-7043 (DLC)
YORK CLAIMS SERVICE, INC.,) MOTION TO ADMIT COUNSEL
Defendant and Third-Party Plaintiff,) PRO HAC VICE
vs.)
COLONIAL COOPERATIVE INSURANCE)
COMPANY and STEPHEN MUEHLBAUER,)
Third-Party Defendants.)

RECEIVED

BY [Signature] DATE [Signature]

PURSUANT TO RULE 1.3(c) of the Local Rules of the United States District Courts for the Southern and Eastern Districts of New York, I, Mark T. Walsh, a member in good standing of the Bar of this Court, hereby move for an Order allowing the admission *pro hac vice* of

Thomas F. Gleason, Esq.
Gleason, Dunn, Walsh & O'Shea
40 Beaver Street
Albany, New York 12207
Telephone: (518) 432-7511
Facsimile: (518) 432-5221

Thomas F. Gleason is a member in good standing of the Bar of the State of New York.

There is no pending disciplinary proceeding against Thomas F. Gleason in any state or federal court.

Dated: Albany, New York
December 10, 2007

Respectfully submitted,

GLEASON DUNN WALSH AND O'SHEA

By: 

MARK T. WALSH, ESQ.
SDNY Bar No. MW5155
Office and Post Office Address
40 Beaver Street
Albany, New York 12207
Telephone: (518) 432-7511
Facsimile: (518) 432-5221

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DESIMONE, AVILES, SHORTER &)
OXAMENDI, LLP,)
Plaintiff,)
)
vs.) **CIVIL ACTION NO. 07-7043 (DLC)**
)
YORK CLAIMS SERVICE, INC.,) **AFFIDAVIT OF MARK T. WALSH**
Defendant and Third-Party Plaintiff,) **IN SUPPORT OF MOTION TO**
vs.) **ADMIT COUNSEL *PRO HAC VICE***
)
COLONIAL COOPERATIVE INSURANCE)
COMPANY and STEPHEN MUEHLBAUER,)
Third-Party Defendants.)
)

STATE OF NEW YORK)
COUNTY OF ALBANY) SS:

MARK T. WALSH, being duly sworn, deposes and says as follows:

1. I am a member of Gleason, Dunn, Walsh & O'Shea, counsel for Third-Party Defendants in the above-captioned action. I make this statement based on my personal knowledge of the facts set forth herein and in support of my motion to admit Thomas F. Gleason, as counsel *pro hac vice* to represent Third-Party Defendants in this matter.
2. I am a member in good standing of the bar of the State of New York, and have been since 1981. I am also admitted to the bar of the United States District Court for the Southern District of New York, and am in good standing with this Court and have been since 1982.
3. I have known Thomas F. Gleason since 1980.

4. Mr. Gleason is a member of our firm, Gleason, Dunn, Walsh & O'Shea.
5. I have found Mr. Gleason to be a skilled attorney and a person of integrity. He is experienced in federal practice and is familiar with the Federal Rules of Civil Procedure.
6. Accordingly, I am pleased to move the admission of Thomas F. Gleason, *pro hac vice*.
7. I respectfully submit a proposed order granting the admission of Thomas F. Gleason, *pro hac vice*, which is attached hereto as **Exhibit "A"**.

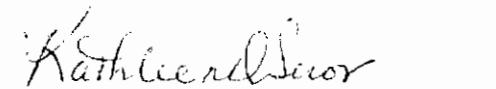
WHEREFORE, it is respectfully submitted that the motion to admit Thomas F. Gleason, *pro hac vice*, to represent Third-Party Defendants in the above-captioned matter, be granted.

Dated: Albany, New York
December 10, 2007



MARK T. WALSH
SDNY BAR CODE: MW5155

Sworn to before me this
10th day of December, 2007.



KATHLEEN D. SECOR

KATHLEEN D. SECOR
Notary Public State of New York
Qualified in Albany County
#N-41-1
Commission Expires March 30, 2008



*State of New York
Supreme Court, Appellate Division
Third Judicial Department*

I, Michael J. Novack, Clerk of the Appellate Division of the Supreme Court of the State of New York, Third Judicial Department, do hereby certify that

Thomas F. Gleason

having taken and subscribed the Constitutional Oath of Office as prescribed by law, was duly licensed and admitted to practice by this Court as an Attorney and Counselor at Law in all courts of the State of New York on the 17th day of January, 1979, is currently in good standing and is registered with the Administrative Office of the Courts as required by section four hundred sixty-eight-a of the Judiciary Law.

*In Witness Whereof, I have hereunto set my hand
and affixed the Seal of said Court, at the
City of Albany, this 10th day of
December, 2007.*



Michael J. Novack

Clerk

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DESIMONE, AVILES, SHORTER &)
OXAMENDI, LLP,)
Plaintiff,)
)
vs.) **CIVIL ACTION NO. 07-7043 (DLC)**
)
YORK CLAIMS SERVICE, INC.,) **AFFIDAVIT OF SERVICE OF**
) **MOTION TO ADMIT COUNSEL**
Defendant and Third-Party Plaintiff,) ***PRO HAC VICE***
)
vs.)
)
COLONIAL COOPERATIVE INSURANCE)
COMPANY and STEPHEN MUEHLBAUER,)
)
Third-Party Defendants.)
)

STATE OF NEW YORK)
COUNTY OF ALBANY) ss:

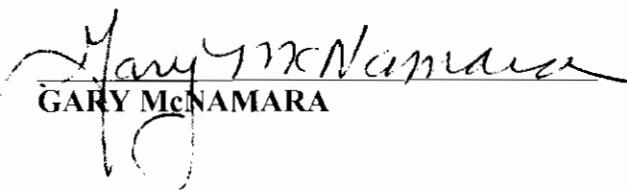
GARY McNAMARA, being duly sworn, deposes and says he is over the age of 18 years old and that he is not a party to the within action; that on the 10th day of December, 2007, he served the **Motion to Admit Counsel *Pro Hac Vice*, Attorney's Affidavit in Support of Motion and Proposed Order** upon the following persons in the following manner:

Michael J. Aviles, Esq.
Desimone, Aviles, Shorter & Oxamendi, LLP
145 Hudson Street, Suite 5C
New York, New York 10013

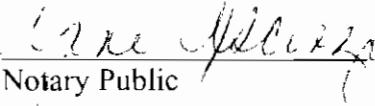
Edwin F. Chociey, Jr., Esq.
Riker Danzig Scherer Hyland & Perretti LLP
Headquarters Plaza, One Speedwell Avenue
Morristown, NJ 07962-1981

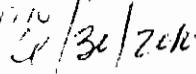
via regular first-class mail by depositing a true and correct copy of the same properly enclosed in a post-paid wrapper in the Official Depository maintained and exclusively controlled by the United States Post Office in Albany, New York at 45 Hudson Avenue, Albany, New York, directed to said persons at said address, that being the last known address in the state designated for that purpose upon the last papers served in this action or

the places where the above then resided or kept offices, according to the best information which can be conveniently obtained.


GARY McNAMARA

Sworn to before me this
10th day of December, 2007.


Anne Ascenzi
Notary Public

ANNE ASCENZI
Notary Public, State of New York
Qualifying No. 000000000000000000
Reg'd. No. 000000000000000000
Commission Expires 

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

DESIMONE, AVILES, SHORTER &)
OXAMENDI, LLP,)
Plaintiff,)
vs.) CIVIL ACTION NO. 07-7043 (DLC)
YORK CLAIMS SERVICE, INC.,) ORDER FOR ADMISSION
Defendant and Third-Party Plaintiff,) PRO HAC VICE ON WRITTEN
vs.) MOTION
COLONIAL COOPERATIVE INSURANCE)
COMPANY and STEPHEN MUEHLBAUER,)
Third-Party Defendants.)

Upon the motion of Mark T. Walsh, a member of Gleason, Dunn, Walsh & O'Shea, attorneys for Third-Party Defendants, and said Sponsor's Attorney's Affidavit in support;

IT IS HEREBY ORDERED, that:

Thomas F. Gleason, Esq.
Gleason, Dunn, Walsh & O'Shea
40 Beaver Street
Albany, New York 12207
Telephone: (518) 432-7511
Facsimile: (518) 432-5221
Email Address: tgleason.SDNY@gdwo.net

is admitted to practice *pro hac vice* as counsel for Third-Party Defendants in the above-captioned case in the United States District Court for the Southern District of New York. All attorneys appearing before this Court are subject to the Local Rules of this Court, including, the Rules governing discipline of attorneys. If this action is assigned to the Electronic Case

Filing (ECF) system, counsel shall immediately apply for an ECF password at nysd.uscourts.gov. Counsel shall forward the *pro hac vice* fee to the Clerk of Court.

Dated: December ___, 2007
New York, New York

DENISE L. COTE
United States District Judge